BOSE McKINNEY & EVANS LLP



2700 First Indiana Plaza 135 North Pennsylvania Street Indianapolis, Indiana 46204 (317) 684-5000

3/ HH

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group:

2123

Atty. Docket:

9090-0149

Applicants:

Lindner et al.

Invention:

APPARATUS FOR USE IN AN INDUSTRIAL PROCESS AND PLANT INCLUDING SUCH APPARATUSES AS WELL AS METHOD FOR SIMULATING OPERATION OF

SUCH PLANT

Serial No.:

09/415,815

Filed:

October 12, 1999

Examiner:

Garcia Otero, E.

Commissioner for Patents Washington, D.C. 20231

Certificate Under 37 C.F.R.§ 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner of Patents, Washington, D.C. 20231.

on September 13, 2002

Victoria Neesen-Hales

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SEP 2 0 2002

Technology Center 2100

STATEMENT

Dear Sir:

I hereby declare that the following papers are complete and accurate copies of the original Preliminary Amendment and return postcard that were submitted in the abovereferenced application on October 12, 1999.

Respectfully submitted

Christine E. Mayewski Orich

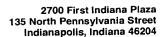
Reg. No. 44,987

Indianapolis, Indiana 46204 (317) 684-5000

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BOSE MCKINNEY & EVANS LLP

PATENT TRADEMARK OFFICE



PATENT APPLICATION

Applicant:

Lindner et al.

Serial No.:

09/415,815

Filing Date:

October 12, 1999

Title:

APPARATUS FOR USE IN AN INDUSTRIAL PROCESS AND PLANT INCLUDING SUCH APPARATUSES AS WELL AS METHOD FOR SIMULATING OPERATION OF SUCH PLANT

Group:

Examiner: Garcia Otero, E.

Attorney Docket No.:

9090-0149

COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

Dear Sir:

Transmitted herewith is a response in the above-identified application:

The fee has been calculated as shown below:



Certificate Under 37 C.F.R. 1.8(a)

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

On September 13

Dated: September 13, 2002

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CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	NUMBER EXTRA	RATE	FEE	
TOTAL CLAIMS (37 C.F.R. 1.16(c))	37	37	0	\$18	\$0	
INDEPENDENT CLAIMS (37 C.F.R. 1.16(b))	3	3	0	\$84	\$0	
If applicant has small entity status under 37 C.F.R 1.9 and 1.27, then divide total fee by 2, and enter amount here. SMALL ENTITY TOTAL					\$0	
TOTAL FEE FOR ADDITIONAL CLAIMS					\$0	

^{*}If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

	An Extension of Time for month(s) is hereby requested under 37 C.F.R. 1.136(a). The required fee for filing this extension is:	
	Information Disclosure Statement	
	A check in the amount of \$ to cover the total fee for this amendment is attached.	

The Commissioner is hereby authorized to charge any additional filing fees under 37 C.F.R. 1.16 or processing fees under 37 C.F.R. 1.17 which may be required during the prosecution of this application, or credit of any overpayment, to Bose McKinney & Evans LLP's Deposit Account No. 02-3223. A duplicate copy of this sheet is enclosed

Attorney of Record

Printed Name: Christine Mayewski Orich

Registration No.: 44,987

^{**}If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space.

D TŘADEMARK OFFICE Certificate Under 37 CFR 1.10 Unknown Express Mail Label No.: Atty. Docket: 9090-0149 Date of Deposit: October 12 Applicants: Georg et al. I hereby certify that this paper or fee is being deposited with the United States Postal Service's "Express Mail Title: APPARATUS FOR USE IN Post Office to Addressee" service under 37 CFR 1.10 on AN INDUSTRIAL PROCESS } the date indicated above and is addressed to the AND PLANT ET AL. Assistant Commissioner for Patents, Washington, D.C. 20231 Unknown Serial No.: Sherron E. Walker Typed or Printed name of Person Mailing Paper or Fee Filed: Herewith

PRELIMINARY AMENDMENT

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Ignature of Person Mailing Paper or Fee

SEP 2 0 2002

Technology Center 2100

Assistant Commissioner for Patents Washington, D.C. 20231

Unknown

Dear Sir:

Examiner:

Preliminary to the examination of the above-identified patent application submitted herewith, applicant respectfully requests entry of the following amendment.

IN THE CLAIMS

Please amend claims 3, 4, 5, 7, 8, 9, and 11 as follows:

- 3. (Amended) The apparatus as set forth in claim1 [or 2], characterized in that said apparatus model (20, 22, 24) is memorized in a version permitting optimum use to be made of the available memory capacity in said apparatus (10, 12, 14).
- 4. (Amended) The apparatus as set forth in [any of the claims 1 to 3,] claim 1, characterized in that said apparatus model (20, 22, 24) is modifiable by means of a software program.
- 5. (Amended) The apparatus as set forth in [any of the preceding claims,] claim 1, characterized in that the access for reading and writing said apparatus model (20, 22, 24) is made possible by means of a software program.